



Fee Paid: _____

Insurance Liability Certificate: _____

**TOWN OF NANTUCKET
NANTUCKET, MASSACHUSETTS
16 BROAD STREET
Permit Application for Beach Event**

For _____ Beach
(Please indicate Beach Location from attached list)

EVENT DATE: _____ DURATION OF EVENT: (# of Hours) _____

CATERER START TIME: _____ EVENT START TIME: _____ EVENT END TIME: _____

TOTAL # OF GUESTS EXPECTED: _____ TOTAL # OF PAID STAFF: _____

TYPE OF EVENT:

_____ Wedding Ceremony	_____ Wedding Reception
_____ Cook-out/Barbeque	_____ Clambake
_____ Cook-out/Barbeque	
_____ Business Organization	_____ Name of Organization
_____ Non-Profit	_____ Fundraiser For Which Organization
_____ Family/Relatives	
_____ Other	

WILL TENT BE ERECTED? _____ If yes, please indicate name of tent company, size of tent, and contact #.

Will there be other structures used in this event (i.e. tables, chairs, lights, arbors, etc.)? If yes, please explain.

CATERING COMPANY: _____
Phone #: _____
Contact Person: _____

CLEAN-UP PLANS: _____

NAME OF APPLICANT: _____ EMAIL: _____

ADDRESS ON-ISLAND: _____
OFF-ISLAND: _____
ISLAND PHONE #: _____ OFF-ISLAND #: _____
FAX #: _____ E-MAIL ADDRESS: _____

I, THE ABOVE APPLICANT HAVE RECEIVED, UNDERSTAND AND WILL COMPLY WITH THE TOWN REGULATIONS REGARDING A BEACH EVENT IN THE TOWN OF NANTUCKET.

Print Name Signature Date

APPLICANT MUST OBTAIN SIGN-OFFS FROM ALL APPLICABLE DEPARTMENTS BEFORE SUBMITTING TO TOWN MANAGER FOR APPROVAL

REQUIRED TOWN DEPARTMENT APPROVALS

Please note that if requested event is to be held on LAND BANK property, this must be the first signature..

LAND BANK (IF APPLICABLE)

Phone: 508.228.7240

Fax: 508.228.9369

22 Broad Street

Recommendations and/or Requirements _____

Approval Signature

Date

BUILDING DEPARTMENT (IF USING A TENT FOR EVENT)

Phone: 508-325-7587 x 7009 or 7016

2 Fairgrounds Road

Fax: 508-228-7298

Recommendations and/or Requirements _____

Approval Signature

Date

POLICE DEPARTMENT: (REQUIRED) Police Official(s) will review the application as to need for crowd control and determine the need for a third-party detail officer(s). Phone: 508.228.1212 Fax: 508.228.7246
4 Fairgrounds Road

Detail Officers: _____
Yes _____ No _____ Number _____

Advance Payment: _____
Yes _____ No _____ Amount _____

Recommendations and/or Requirements: _____

Police Official's Signature _____ Date: _____

FIRE DEPARTMENT: (REQUIRED) Fire Department Official(s) will review the application to determine fire safety on beach. Phone: 508.228.2323 Fax: 508.325.7500

131 Pleasant Street - Located next to Stop and Shop Supermarket

Recommendations and/or Requirements: _____

Approval Signature _____ Approved _____ Denied _____ Date _____

HEALTH DEPARTMENT: (REQUIRED) Health Inspector will review the application regarding food services and determine requirements for sanitary facilities and Health Department permits. Phone: 508-325-7587 x 7017

2 Fairgrounds Road Fax: 508.228-7298

Licenses/Permits Required: _____

Number of portable toilets needed: _____

Recommendations and/or Requirements: _____

Approval Signature _____ Approved _____ Denied _____ Date _____

PARK & RECREATION: (IF APPLICABLE)

Phone: 508.228-7245

Recommendations and/or Requirements: _____

BEACH MANAGER: (REQUIRED) Beach Manager will review the application as to the need for Endangered Species Monitor(s) Cell: 508.816-9507 E-Mail: jcarlson@nantucket-ma.gov

2 Bathing Beach Road (Office)

Endangered Species Monitors: _____
Yes _____ No _____ Number _____

Advanced Payment: (\$15.00 Per Hour Per Monitor) _____
Yes _____ No _____ Total Amount _____

Recommendations and/or Requirements: _____

Approval Signature _____

Date _____

TOWN MANAGER (REQUIRED)

Phone: 508.228.7255 Fax: 508.228.7272

16 Broad Street

Recommendations and/or Requirements: _____

Approval Signature _____

Date _____

NOT APPROVED: Referred to Board of Selectmen _____

FEE: Checks should be made payable to the Town of Nantucket

_____ 1-15 PEOPLE NO FEE PER EVENT

_____ 16 – 75 PEOPLE \$100.00 PER EVENT

_____ 76 OR MORE PEOPLE \$200.00 PER EVENT

The following is a list of popular island beaches and applicable permitting authority. Beach areas not identified are privately owned and permission for use must be obtained directly from property owner.

<u>BEACH</u>	<u>PERMITTING AUTHORITY</u>
Children's Beach	Park & Recreation; Board of Selectmen
Jetties Beach	Park & Recreation; Board of Selectmen
Surfside Beach	Park & Recreation; Board of Selectmen
Madaket Beach	Park & Recreation; Board of Selectmen
Francis Street Beach	Park & Recreation; Board of Selectmen
Dionis Beach (swimming area)	Park & Recreation; Board of Selectmen
Dionis Beach (40 th Pole Area)	Land Bank; Private Property Owner
Sconset Beach (Codfish Park)	Park & Recreation; Board of Selectmen
Low Beach (Sconset)	Board of Selectmen; Land Bank
Smith's Point	Board of Selectmen
Ladies Beach	Land Bank
Fisherman's Beach	Board of Selectmen
Miacomet Beach/Pond	Land Bank (WEST SIDE); Board of Selectmen (EAST SIDE)
Cisco Beach	Land Bank; Board of Selectmen
Pebble Beach	Land Bank
South Shore (Sewer Beds)	Board of Selectmen
Quidnet Beach	Audubon/private on ocean side; (Land Bank on pond side)
Pocomo	Public Access to water only
Warren's Landing	Nantucket Conservation Commission

The following list of beaches is not under the jurisdiction of the Town;
THEREFORE THIS PERMIT DOES NOT APPLY TO THESE BEACHES:

<u>BEACH</u>	<u>PERMITTING AUTHORITY</u>
Nobadeer Beach	Nantucket Memorial Airport (508.325.5300)
Hummock Pond	Nantucket Conservation Foundation (508.228.2884)
Eel Point	Nantucket Conservation Foundation ((508.228.2884)
Great Point	Nantucket Conservation Foundation (508.228.2884)
Brant Point	United States Coast Guard (508. 228.0388)
Washing Pond	Nantucket Conservation Foundation (508.228.2884)

**TOWN DEPARTMENT LOCATIONS/TELEPHONE/FAX NUMBERS FOR
VARIOUS TOWN EVENT APPLICATIONS**

- **LAND BANK:** 22 BROAD STREET
(508-228-7240 x7112 or x7115)
- **BUILDING DEPARTMENT:** 2 FAIRGROUNDS ROAD (IF USING A TENT)
(508-325-7587 x 7009 or x7016)
- **POLICE DEPARTMENT:** 4 FAIRGROUNDS ROAD (POLICE STATION)
(508-325-4100 - Lt. MacVicar)
- **FIRE DEPARTMENT:** 131 PLEASANT STREET
(508-228-2323 - Jeannette)
- **HEALTH DEPARTMENT:** 2 FAIRGROUNDS ROAD
(508-325-7587 x 7017)
- **PARK & RECREATION:** DPW OFFICE- 188 MADAKET RD (2ND WHITE GATE)
(508-228-7245 or 228-7244)
- **BEACH MANAGER:** JEFF CARLSON – 2 BATHING BEACH ROAD AT
(Office 508--228-7230 Cell 508-816-9507) JETTIES BEACH
- **TOWN MANAGER'S OFFICE** 16 BROAD STREET – TOWN & COUNTY BUILDING
(508-228-7200 x7302 or x7305)
- **INSURANCE COORDINATOR** 37 WASHINGTON STREET 2nd FLOOR
(508-228-7200 x7039) Office Hours 7:30AM-3:30PM

OFFICE HOURS (MONDAY TO FRIDAY ONLY)

- **LAND BANK:** 9:00AM – NOON & 1:00PM – 4:00PM
- **BUILDING DEPARTMENT:** 7:30AM-4:00PM
- **POLICE DEPARTMENT:** LOBBY OPEN 24 HOURS/DAY- Offices 8:00AM-4:00PM
(Call 508-325-4100 to check Lt. MacVicar's availability)
- **FIRE DEPARTMENT:** 8:00AM – 4:00PM
- **HEALTH:** 7:30AM – 4:00PM
- **PARKS & RECREATION:** 8:00AM- 3:30PM (DPW OFFICE)
- **BEACH MANAGER:** 8:00AM – 4:00PM OFFICE HOURS 8:00AM-12:00 NOON
- **TOWN MANAGER:** 8:00AM – 4:00PM



TOWN OF NANTUCKET
REGULATIONS FOR THE USE OF TOWN-OWNED BEACHES
EFFECTIVE: August 1, 2003
AMENDED: August 4, 2004

I. AUTHORITY, PURPOSE AND DEFINITIONS.

A. ADOPTION

THESE REGULATIONS ARE ADOPTED BY THE BOARD OF SELECTMEN OF THE TOWN OF NANTUCKET, TO BE EFFECTIVE ON AUGUST 1, 2003.

B. PURPOSE

1. THE PURPOSE OF THESE REGULATIONS IS TO MANAGE BEACH EVENTS OR COMMERCIAL ACTIVITIES ON THE BEACHES OR ANCILLARY AREAS TO THE BEACHES WITHIN THE LIMITS OF THE TOWN OF NANTUCKET AS SUCH USES ARE DEEMED TO HAVE SIGNIFICANT EFFECT ON WETLANDS VALUES, INCLUDING BUT NOT LIMITED TO FLOOD CONTROL, EROSION, STORM DAMAGE PREVENTION, FISHERIES, SHELLFISH, WILDLIFE AND RECREATION; ON BEACH SCENIC VIEWS; ON EXCESSIVE NOISE; ON THE NATURAL SCENIC, HISTORIC AND AESTHETIC QUALITIES OF THE BEACH ENVIRONMENT ON NANTUCKET; ON THE PUBLIC SAFETY AND WELFARE; AND ON THE PRESERVATION OF PEACE AND GOOD ORDER.

THE PURPOSE IS ALSO TO REGULATE USE AND OPERATION OF MOTOR VEHICLES ON BEACHES.

2. THESE RULES AND REGULATIONS APPLY TO BEACHES OWNED BY THE TOWN OF NANTUCKET OR THOSE BEACHES MANAGED BY THE TOWN OR ON BEACHES WHERE THE PROPERTY OWNER HAS GIVEN THE TOWN THE OWNER'S PERMISSION TO APPLY THESE RULES AND REGULATIONS.
3. BEACH EVENTS ON PRIVATE PROPERTY THAT HAVE THE EXPRESS WRITTEN PERMISSION OF THE PROPERTY OWNER ARE EXEMPT FROM THE APPLICATION PROVISIONS OF THIS SECTION, NOTWITHSTANDING THE PERMISSION OF A PRIVATE PROPERTY OWNER TO ALLOW A BEACH EVENT OR COMMERCIAL ACTIVITY THAT WOULD OTHERWISE REQUIRE A PERMIT FROM THE TOWN OF NANTUCKET, ALL APPLICABLE FEDERAL, STATE AND LOCAL LAWS, BY-LAWS AND REGULATIONS SHALL CONTINUE TO BE APPLICABLE TO THE BEACH EVENTS AND COMMERCIAL ACTIVITIES DESCRIBED AND REGULATED HEREIN.
4. ADDITIONAL RESTRICTIONS OR LIMITATIONS MAY APPLY TO ANY APPROVED EVENT OR ACTIVITY (I.E. BEACH EROSION CONCERNS,

ENDANGERED SPECIES, ANTICIPATED STORM EVENTS, REQUIREMENT
OF SPECIAL POLICE DETAILS, ETC.)

C. DEFINITIONS

BEACH EVENT -- ANY GROUP, GATHERING OR CONVERGENCE OF MORE THAN FIFTEEN (15) PERSONS ON A DESIGNATED BEACH AREA OR ANCILLARY BEACH AREA WHERE ANY SERVICES PROVIDED FOR SAID EVENT ARE SUBSTANTIALLY COMMERCIAL IN NATURE AND WHICH EVENT IS FOR SOCIAL, RECREATIONAL OR COMMERCIAL PURPOSES. FAMILY GATHERINGS SHALL NOT CONSTITUTE A BEACH EVENT UNDER THIS DEFINITION.

COMMERCIAL ACTIVITY -- ANY ACTIVITY OR EVENT WHERE MONEY IS PAID TO AN INDIVIDUAL OR BUSINESS ENTITY FOR SERVICES RENDERED ON A BEACH OR ANCILLARY AREA TO A BEACH IN THE COUNTY OF NANTUCKET. FAMILY GATHERINGS SHALL NOT CONSTITUTE A COMMERCIAL ACTIVITY UNDER THIS DEFINITION.

DESIGNATED BEACH AREA -- A GEOGRAPHIC SECTION OF BEACH OR ANCILLARY AREA TO A BEACH IN THE TOWN OF NANTUCKET AS DETERMINED BY THE TOWN ADMINISTRATOR AND DESIGNATED AS SUCH ON A MAP ON FILE WITH THE TOWN CLERK AND THE OFFICE OF THE BOARD OF SELECTMEN.

ANCILLARY BEACH AREAS -- AREAS IN CLOSE PROXIMITY TO BEACHES IN THE TOWN OF NANTUCKET INCLUDING BUT NOT LIMITED TO OFF-BEACH PARKING AREAS.

II. BEACH EVENTS AND COMMERCIAL ACTIVITIES

1. THE USE OF NANTUCKET BEACHES FOR EVENTS OR ACTIVITIES INVOLVING A COMMERCIAL ENTERPRISE OR ACTIVITY, INCLUDING, BUT NOT LIMITED TO CATERING EVENTS OR OTHER SUCH BUSINESSES, SHALL REQUIRE A PERMIT FROM THE TOWN OF NANTUCKET.
2. UNLESS OTHERWISE AUTHORIZED BY THE TOWN ADMINISTRATOR, ONLY THREE (3) BEACH EVENTS PER WEEK AND ONLY ONE (1) EVENT PER DAY SHALL BE PERMITTED ON ANY DESIGNATED BEACH AREA IN THE TOWN OF NANTUCKET PURSUANT TO THESE REGULATIONS. PERMITS FOR BEACH EVENTS SHALL BE BASED ON A "FIRST-COME, FIRST SERVE BASIS". PERMITS FOR COMMERCIAL ACTIVITY WHERE MORE THAN ONE (1) COMMERCIAL ENTERPRISE APPLIES TO USE THE SAME BEACH ON THE SAME DATE WILL BE BASED UPON A "LOTTERY" SYSTEM AS DETERMINED BY THE TOWN ADMINISTRATOR.
3. NO BEACH EVENTS OR COMMERCIAL ACTIVITIES WITH AN EXPECTED ATTENDANCE OF MORE THAN TWO HUNDRED FIFTY (250) PEOPLE SHALL BE ALLOWED UNLESS A PUBLIC ASSEMBLY PERMIT APPLICATION HAS BEEN SUBMITTED AND APPROVED.
4. THE FEE FOR A BEACH EVENT PERMIT OR COMMERCIAL ACTIVITY PERMIT IS AS FOLLOWS: ONE HUNDRED DOLLARS (\$100.00) FOR EVENTS WITH AN EXPECTED

ATTENDANCE OF SIXTEEN (16) TO SEVENTY-FIVE (75) PEOPLE, AND TWO HUNDRED DOLLARS (\$200.00) FOR EVENTS WITH AN EXPECTED ATTENDANCE OF OVER (75) PEOPLE.

5. BEACH EVENTS OR COMMERCIAL ACTIVITIES WITH AN EXPECTED ATTENDANCE OF MORE THAN SEVENTY-FIVE (75) PEOPLE MAY REQUIRE A SPECIAL POLICE DETAIL AS DETERMINED BY THE TOWN ADMINISTRATOR.
6. THE FOLLOWING ACTIVITIES ARE PROHIBITED AT ALL BEACH EVENTS OR COMMERCIAL ACTIVITY AT BEACHES SUBJECT TO THESE RULES AND REGULATIONS:
 - A. ELECTRICAL GENERATORS
 - B. DANCE FLOORS
7. ALL APPLICATIONS SHALL BE SIGNED CONFIRMING THAT THE APPLICANT HAS READ AND UNDERSTANDS ALL REGULATIONS PERTAINING TO A PERMITTED BEACH EVENT OR COMMERCIAL ACTIVITY AND THAT SUCH APPLICANT WILL ABIDE BY SUCH REGULATIONS, LIMITATIONS AND CONDITIONS PLACED UPON SUCH EVENT OR ACTIVITY.
8. THE PERMITEE SHALL BE REQUIRED TO OBTAIN AND PROVIDE PROOF OF COMPREHENSIVE LIABILITY INSURANCE IN THE MINIMUM AMOUNT OF ONE MILLION DOLLARS (\$1,000,000) NAMING THE TOWN OF NANTUCKET AND ANY OTHER PROPERTY OWNER OF THE DESIGNATED BEACH AREA WHERE THE BEACH EVENT OR ACTIVITY IS TAKING PLACE AS AN ADDITIONAL INSURED.
9. INDIVIDUALS OR BUSINESSES THAT PROVIDE CATERING OR OTHER FOOD-RELATED SERVICES ON BEACHES SUBJECT TO THESE RULES AND REGULATIONS MUST BE LICENSED BY THE BOARD OF HEALTH. A COPY OF THE FOOD SERVICE LICENSE FROM THE BOARD OF HEALTH SHALL BE SUBMITTED WITH AN APPLICATION FOR A BEACH EVENT OR COMMERCIAL ACTIVITY.
10. THE PERMITEE SHALL REMOVE ALL TRASH GENERATED BY THEIR BEACH EVENT OR COMMERCIAL ACTIVITY FROM THE BEACH AND DISPOSE OF IT PROPERLY AT THE LANDFILL. TOWN TRASH CANS OR DUMPSTERS MAY NOT BE USED.
11. UNLESS OTHERWISE AUTHORIZED, BEACH EVENTS OR COMMERCIAL ACTIVITIES MAY NOT BE SCHEDULED BETWEEN THE HOURS OF 8:30 AM AND 5:00 PM JUNE 15 THROUGH SEPTEMBER 15. ALL EVENTS OR ACTIVITIES SHALL END BY 10:00 PM.
12. BEACH EVENT OR COMMERCIAL ACTIVITY APPLICATIONS SHALL BE SUBMITTED TO THE TOWN ADMINISTRATOR FOR FINAL APPROVAL OR DENIAL ONLY AFTER SIGNED APPROVAL FROM THE POLICE CHIEF, BEACH MANAGER, FIRE CHIEF (IF APPLICABLE), HEALTH INSPECTOR (IF APPLICABLE) AND PARK AND RECREATION

DIRECTOR (IF APPLICABLE). PERMIT MUST BE AVAILABLE FOR INSPECTION BY LAW ENFORCEMENT PERSONNEL AS IDENTIFIED IN SECTION V (3).

13. A COVER LETTER EXPLAINING THE PURPOSE OF THE BEACH EVENT OR COMMERCIAL ACTIVITY SHALL BE SUBMITTED WITH THE APPLICATION.
14. APPLICATIONS SHALL BE SUBMITTED AT LEAST TWO (2) WEEKS PRIOR TO THE PROPOSED BEACH EVENT OR COMMENCEMENT OF COMMERCIAL ACTIVITY. DEPENDING ON CIRCUMSTANCES OR AVAILABILITY, THIS MAY BE WAIVED AT DISCRETION OF TOWN ADMINISTRATOR OR DESIGNEE.
15. THE TOWN ADMINISTRATOR IN CONSULTATION WITH THE BOARD OF SELECTMEN AND THE BEACH MANAGEMENT ADVISORY COMMITTEE SHALL PROMULGATE APPLICATION FORMS AS WELL AS A LIST OF DESIGNATED BEACH AREAS UPON WHICH BEACH EVENTS MAY BE PERMITTED.
16. ANY REGULAR ANNUAL COMMERCIAL ACTIVITIES, OTHER THAN FOOD-RELATED SOCIAL BEACH EVENTS (I.E. SURFBOARD RENTALS) SHALL REQUIRE A NEW APPLICATION, APPROVAL AND PERMIT FEE FOR EACH CALENDAR YEAR.

III. FIRES

1. THERE ARE NO "OPEN-AIR" FIRES ALLOWED EXCEPT AS ARE SUBJECT TO THE RESTRICTIONS, LIMITATIONS AND EXCEPTIONS OF M.G.L. C. 48, S. 13.
2. COOKING GRILLS OR FIRES THAT COMPLY WITH M.G.L. c. 48, s. 13 SHALL BE PLACED A MINIMUM OF TWENTY-FIVE (25) FEET FROM ANY BEACH GRASS OR VEGETATION AND SHALL NOT BE PLACED ON OR IN ANY DUNE AREA.
3. ALL FIRES SHALL BE COMPLETELY EXTINGUISHED AFTER USE AND ALL CONTENTS AND FIRE DEBRIS SHALL BE THOROUGHLY DOUSED AND REMOVED FROM THE BEACH. BURYING CHARCOAL OR OTHER FIRE DEBRIS ON THE BEACH IS PROHIBITED.
4. NO GLASS, ALUMINUM OR OTHER NON-FLAMMABLE MATERIAL SHALL BE PLACED OR DISPOSED OF IN ANY FIRE.

IV. MOTOR VEHICLE OPERATION AND USE

IT SHALL BE A VIOLATION OF THESE REGULATIONS FOR ANY PERSON TO USE OR OPERATE A MOTOR VEHICLE, REGISTERED OR OTHERWISE, ON ANY BEACH ON NANTUCKET:

1. IN EXCESS OF TWENTY (20) MILES PER HOUR;
2. IN EXCESS OF FIVE (5) MILES PER HOUR WITHIN ONE HUNDRED (100) YARDS OF A PEDESTRIAN;

3. BETWEEN THE HOURS OF 9:00 AM AND 5:00 PM ON ANY LIFE GUARDED BEACH OR OTHER BEACH DULY POSTED WITH SUCH TIME LIMITS;
4. IN ANY AREA MARKED AS A NESTING SITE, WILDLIFE PROTECTION AREA OR REFUGE OR MARKED AS A BEACH OR DUNE RESTORATION AREA OR SO AS TO HARASS BIRDS;
5. ON A PRIMARY COASTAL BANK OR DUNE OR IN AREAS OF BEACH GRASS AT ANY TIME, EXCEPT OVER CLEARLY ESTABLISHED AND REGULARLY TRAVELLED MOTOR VEHICLE WAYS;
6. WITHOUT A VALID BEACH STICKER PROPERLY DISPLAYED ON THE VEHICLE;
7. IN ANY AREA PROPERLY POSTED AS "PRIVATE PROPERTY" OR "NO TRESPASSING".

V. BEACH ACTIVITIES ADVERSE TO FEDERALLY PROTECTED BREEDING HABITAT

1. NO PERSON WITHIN THE TERRITORIAL LIMITS OF THE TOWN SHALL USE, OPERATE OR OTHERWISE ALLOW THE USE OR OPERATION OF ANY KITEBOARD, KITE, OR OTHER AIRBORNE OBJECT OTHER THAN AIRCRAFT, IN ORDER TO PREVENT CONFUSION AS A PREDATOR TO ANY NESTING, TERRITORIAL ADULT OR UNFLEDGED JUVENILE ENDANGERED BIRD SPECIES, IN, OVER, OR UPON THE AREAS POSTED WITH SIGNAGE AS BIRD NESTING AREAS, DURING THE PERIOD OF APRIL 1 – AUGUST 31, IN ACCORDANCE WITH SECTION III, PARAGRAPH 7 OF THE "GUIDELINES FOR MANAGING RECREATIONAL ACTIVITIES IN PIPING PLOVER BREEDING HABITAT ON THE U.S. ATLANTIC COAST TO AVOID TAKE UNDER SECTION 9 OF THE ENDANGERED SPECIES ACT."
2. ALL PERSONS ARE PROHIBITED FROM ALLOWING AT ALL TIMES FROM APRIL 1 TO AUGUST 31 ANY NONHUMAN ANIMALS OR REPTILES SUCH AS PETS, INCLUDING DOGS, HORSES, CATTLE, CATS AND OTHER PET LIFE FORMS TO ENTER UPON, ROAM, OR OTHERWISE HAVE ACCESS TO THE AREAS POSTED WITH SIGNAGE AS BIRD NESTING AREAS, AND ALL SUCH LIFE FORMS MUST BE CONFINED IN CAGES OR TANKS, LEASHED, HALTERED, TETHERED, OR BRIDLED AND FIRMLY UNDER CONTROL AND NOT FREE TO ACCESS ANY SUCH POSTED NESTING AREA, IN ACCORDANCE WITH SECTION III, PARAGRAPH 6 OF THE "GUIDELINES FOR MANAGING RECREATIONAL ACTIVITIES IN PIPING PLOVER BREEDING HABITAT ON THE U.S. ATLANTIC COAST TO AVOID TAKE UNDER SECTION 9 OF THE ENDANGERED SPECIES ACT."
PLEASE NOTE THE TOWN OF NANTUCKET'S LEASH LAW, CHAPTER 55-4D OF THE TOWN CODE.
3. EXCEPT AS MAY OTHERWISE BE ALLOWED OR PERMITTED BY LAW, NO FIREWORKS, EXPLOSIVE DEVICE OR FLARE SHALL BE IGNITED, LIT, ENERGIZED OR FIRED, ANYWHERE IN, ON, OVER OR UPON ANY BEACH AREA DESIGNATED BY SIGNAGE AS A BIRD NESTING AREA DURING THE PERIOD SUCH SIGNS ARE IN

PLACE, IN ACCORDANCE WITH SECTION III, PARAGRAPH 8 OF THE "GUIDELINES FOR MANAGING RECREATIONAL ACTIVITIES IN PIPING PLOVER BREEDING HABITAT ON THE U.S. ATLANTIC COAST TO AVOID TAKE UNDER SECTION 9 OF THE ENDANGERED SPECIES ACT."

PLEASE NOTE UNAUTHORIZED FIREWORKS ARE ILLEGAL IN THE COMMONWEALTH OF MASSACHUSETTS.

4. EXCEPT FOR VEHICLES ENGAGED IN ACTUAL NECESSARY EMERGENCY RESPONSE FOR THE PUBLIC SAFETY OR THE SECURITY OF THE NATION, ALL TWO, THREE, OR FOUR-WHEELED VEHICLES ARE PROHIBITED FROM ENTERING, OPERATING, OR BEING PRESENT WITHIN ALL POSTED NESTING HABITAT IN ACCORDANCE WITH SECTION III, PARAGRAPH 12 OF THE "GUIDELINES FOR MANAGING RECREATIONAL ACTIVITIES IN PIPING PLOVER BREEDING HABITAT ON THE U.S. ATLANTIC COAST TO AVOID TAKE UNDER SECTION 9 OF THE ENDANGERED SPECIES ACT."
PLEASE NOTE THE TOWN OF NANTUCKET'S BYLAW CHAPTER 56-8A ON USE OF ALL TERRAIN VEHICLES.

VI. PENALTIES AND ENFORCEMENT

1. ANY VIOLATION OF THESE REGULATIONS SHALL RESULT IN A FINE OF \$300.00 AND REVOCATION OF THE PERMIT.
2. THESE REGULATIONS MAY BE ENFORCED BY NON-CRIMINAL DISPOSITION IN ACCORDANCE WITH CHAPTER 1-2 THROUGH 1-6 OF THE CODE OF NANTUCKET AND MGL CHAPTER 40, SECTION 21D.
3. ENFORCING PERSONS SHALL BE: ANY POLICE OFFICER, BEACH MANAGER, LAND BANK PROPERTY MANAGER, TOWN BIOLOGIST, MARINE SUPERINTENDENT, PARK & RECREATION DIRECTOR, ANY FIREFIGHTER, ANY DEPUTY SHERIFF.